

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input checked="" type="checkbox"/> Other:	5. DATE OF REQUEST: 8/2/12	NEED RESPONSE BY: 8/12/12
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: Mendocino County Social Services	
3. PHONE NO.:	7. SUBJECT: Stipend money from the Mentor Network	
4. REGULATION CITE(S): 63-402.3, .31, .322 & 63-503.4, .41, .42, .421	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s).	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

We have a CalFresh customer (Serena) who has a disabled adult living in her home. This program our CF customer is involved with is called the Mentor Network and the adult placed in her home is called an Adult Foster. The adult foster is not on the household's CF. <http://www.makeadifferenceathome.com/>

Serena receives a stipend 2 times a month for about \$500 for a total of \$1000 per month for her client's needs. Serena provides and prepares all the meals for her client.

Serena is considered an Independent Contractor as a Mentor with California Mentor program. There are no taxes withheld from her per diem payments.

Is the money Serena receives from the Mentor program considered unearned income and to be used in CF budget determination?

10. REQUESTOR'S PROPOSED ANSWER:

Based on the regulations cited above I believe that the Adult Foster is considered a boarder and that the money Serena receives is self-employed income and should be counted in the CF budget.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

Correct, per MPP 63-402.3, the Adult Foster would be considered a boarder because the person is "residing with the household and paying reasonable compensation to the household for lodging and meals." In addition, 63-402.321 states the amount of payment that a boarder gives to a household for lodging and meals shall be treated as self-employment income to the household. MPP 63-503.42 gives procedures for handling self-employment income from boarders.

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: